



#14

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Herbert Gropp et al.
Serial No: 09/476,521 Art Unit: 3682
Filing Date: January 3, 2000
Title: BUILT-UP CAMSHAFT
Examiner:

June 26, 2000

RUM212R5

REFUND REQUEST

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

BOX: Initial Patent Examination Division
Customer Service Center

SIR:

This is in response to the charge of US \$ 65.00 made on May 30, 2000 in the above recited application under fee code 205 "Surcharge - Late Filing fee or oath or declaration".

There was an Office Action "Notice to File Missing Parts of Non-provisional Application" issued March 10, 2000 stating the oath or declaration was unsigned.

As the Filing Receipt mailed on March 10, 2000 recites "Chemnitz, GERMANY" as the address of inventor Herbert Gropp, it appears that this information was clearly taken from the inventor declaration filed with the application. As a copy of the inventor declaration of the parent application clearly contained the inventors'

adjustment date: 04/09/2001 PLEWS
05/20/2000 DIRECTIONS 09/000615 110384 09476521
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Copy*

S.N.: 09/476,521

RUM212R5

June 26, 2000

Page 1

signatures, it is not understood why there should have been no signatures on the copies, when the Filing Receipt clearly shows that the inventor declaration copy was received by the United States Patent and Trademark Office.

Applicants responded on April 7, 2000 and informed the Hon. Commissioner of Patents and Trademarks on page 2, that the instant application was a continuation application, that a copy of a fully executed Declaration for Patent Application had been filed with the Continuation Application, and that the "Notice to File Missing Parts of Non-provisional Application" issued March 10, 2000 was erroneously issued, because the copy of a fully executed Declaration for Patent application had been filed with the Continuation Application.

A "Notice of Incomplete Reply" was issued on April 14, 2000 stating that, the late filing fee or oath or declaration was not received. The "Notice of Incomplete Reply" did not consider the contradiction between the official filing receipt indicating that the copy of the inventor declaration of the parent application had been received and the "Notice of Incomplete Reply" indicating that the signatures were missing.

The "Notice of Incomplete Reply" did not consider



this previous contradiction and did not consider the prior submission of the applicant, that the allegation the signatures were missing was an erroneous allegation of the "Notice to File Missing Parts of Non-provisional Application" issued March 10, 2000.

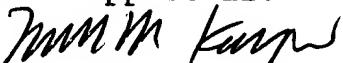
Recognition of the error in the allegation of the "Notice to File Missing Parts of Non-provisional Application" issued March 10, 2000 of missing signatures is respectfully requested.

Refund of the charge of US \$ 65.00 made on May 30, 2000 in the above recited application under fee code 205 "Surcharge - Late Filing fee or oath or declaration" is respectfully requested.

Respectfully submitted,

Herbert Gropp et al.

By:


Horst M. Kasper, their attorney
13 Forest Drive, Warren, N.J. 07059
Tel. (908) 757-2839; Reg.No. 28,559
Attorney's Docket No.: RUM212

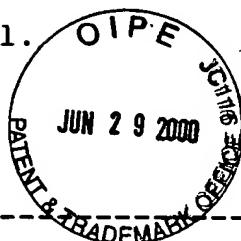
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DEP/REF

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Herbert Gropp et al.
Serial No: 09/476,521
Filing Date: January 3, 2000
Title: BUILT-UP CAMSHAFT
Examiner



Art Unit:

June 26, 2000

RUM212T5

TRANSMITTAL LETTER

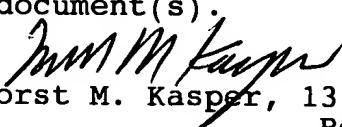
BOX: Initial Patent Examination Division Customer Service Center
Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

SIR:

Transmitted herewith for filing is:

Refund Request dated June 26, 2000 (3 pages)
 Copy of a Notice of Incomplete Reply
 Copy of a Monthly Statement of Deposit Account
() Enclosed is a check to cover the fee in the amount of \$ _____.
(X) The applicant hereby petitions the Commissioner of Patents and Trademarks to extend the time for response to any Office Action outstanding in the above captioned matter as necessary to avoid abandonment of the application. Please charge my deposit account No.11-0224 in the amount required to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to the above account.
(X) The Commissioner is hereby authorized to charge any fees under 35 U.S.C. 1.16, and 1.17, after a mailing of a Notice of Allowance under 35 USC 1.18 or any additional fees which may be required during the entire pendency of the application, or credit any overpayment, to Acct. No.11-0224. A duplicate copy of this sheet is enclosed. If and only if account funds should be insufficient, immediately contact our associate, Lisa Zumwalt, at (703)415-0579, who will pay immediately to avoid deprivation of rights.
() Please charge my Deposit Account No.11-0224 in the amount of \$ _____. A duplicate copy of this sheet is enclosed.

A signature or signatures required for the above recited document(s) is (are) provided herebelow. Such signature(s) also provide(s) ratification for any required signature appearing to be defective in the above recited document(s).


Horst M. Kasper, 13 Forest Drive, Warren, N.J. 07059
Reg. No. 28,559 Tel.(908)757-2839

Mailing Certification:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231,

on..... 27 JUN 2000

Signature...  Date..... 27 JUN 2000
*pt0:trans0(RUM212T5(February 22, 2000(sn

RECEIPT ACCOUNTING
DIVISION

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office



Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

**MONTHLY STATEMENT
OF DEPOSIT ACCOUNT**

To replenish your Deposit Account, detach and return top portion with your check. Make check payable to Commissioner of Patents & Trademarks.

HORST M KASPER
HORST M. KASPER
13 FOREST DRIVE

WARREN NJ 07059



FINA

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|-------------|
| Account No. |
| 110224 |
| Date |
| 5-31-00 |
| Page |
| 1 |

PLEASE SEND REMITTANCES TO:
Patent and Trademark Office
P.O. Box 70541
Chicago, Ill. 60673

| DATE POSTED | | | DESCRIPTION (Serial, Patent, TM, Order) | DOCKET NO. | FEE CODE | CHARGES/ CREDITS | BALANCE |
|-------------|-----|-----|--|----------------|-------------|---------------------|----------|
| MO. | DAY | YR. | | | | | |
| 5 | 1 | 00 | 2 | PCT/US99/00625 | PRF205 | 803 | -62.00 |
| 5 | 1 | 00 | 5 | PCT/US99/00625 | PRF205 | 803 | 71.00 |
| 5 | 4 | 00 | 3 | 09476522 | | 102 | 312.00 |
| 5 | 4 | 00 | 4 | 09476522 | | 103 | 540.00 |
| 5 | 16 | 00 | 53 | 09566553 | MSA236T1 | 203 | 108.00 |
| 5 | 16 | 00 | 54 | 09566553 | MSA236T1 | 204 | 130.00 |
| 5 | 17 | 00 | 953 | PCT/US99/00625 | PRF205 | 802 | 336.00 |
| 5 | 17 | 00 | 955 | PCT/US99/00625 | PRF205 | 566 | 15.00 |
| 5 | 18 | 00 | 11 | PAYMENT | | 701 | -3000.00 |
| 5 | 24 | 00 | 1 | 09242970 | | 103 | 108.00 |
| 5 | 24 | 00 | 16 | PAYMENT | | 701 | -1990.00 |
| 5 | 30 | 00 | 55 | 09476521 | | 205 | 65.00 |

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| AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT. | OPENING BALANCE 2541.14 | TOTAL CHARGES 1685.00 | TOTAL CREDITS 5052.00 | CLOSING BALANCE 5908.14 |
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*** O.D. INDICATES OVERDRAWN

RUM212R5

file:///c:/APPS/preexam/correspondence/1.htm

FORMALITIES LETTER



OC00000005110279



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/476,521 | 01/03/2000 | Herbert Gropp | RUM212 |

Horst M. Kasper
13 Forest Drive
Warren, NJ 07059

Date Mailed: 05/11/2000

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 01/03/2000 to the Notice to File Missing Parts (Notice) mailed 04/14/2000 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 was not received.
- The balance due by applicant is \$ 65.

A copy of this notice MUST be returned with the reply.

m. Middleton
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

ATTENTION ATTENTION ATTENTION

Date Processed:

3682



ACH Payment

Attached Is The Most Current ACH Information



Treasury Check

The Most Current ACH Information Was Requested From This Customer With The Purpose Of Processing His Refund Request By Electronic Fund Transfer (EFT). No EFT Information Was Received.

Therefore, If Customer Is Due A Refund;

A Check Will Be Issued.



09/476521

GA

Credit To Deposit Account

This Request for Refund Will Be Processed By Crediting Deposit Account Number 11-0229, If Customer Is Due A Refund.

ATTENTION ATTENTION ATTENTION